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IN THE UNITED STATES DISTRICT COURT  
FOR THE Middle DISTRICT OF TENNESSEE  
DIVISION

MAY 05 2011

U.S. DISTRICT COURT  
MID. DIST. TENN.

TOMMIE LEE GRIFFIN Name

Prison Id. No. #426560

\_\_\_\_\_  
Name

Prison Id. No. \_\_\_\_\_

Plaintiff(s)

v.

EUGENIA R. GRAYER Name

\_\_\_\_\_  
Name

Defendant(s)

(List the names of all the plaintiffs  
filing this lawsuit. Do not use "et  
al." Attach additional sheets if  
necessary.)

Civil Action No. \_\_\_\_\_  
(To be assigned by the Clerk's  
office. Do not write in this space.)

Jury Trial ☒ Yes ☐ No

(List the names of all defendants  
against whom you are filing this  
lawsuit. Do not use "et al." Attach  
additional sheets if necessary.)

COMPLAINT FOR VIOLATION OF CIVIL RIGHTS  
FILED PURSUANT TO 42 U.S.C. § 1983

I. PREVIOUS LAWSUITS (The following information must be provided by each plaintiff.)

- A. Have you or any of the other plaintiffs in this lawsuit filed any other lawsuits in the United States District Court for the Middle District of Tennessee, or in any other federal or state court?

☒ Yes ☐ No

- B. If you checked the box marked "Yes" above, provide the following information:

1. Parties to the previous lawsuit:

Plaintiffs

TOMMIE LEE GRIFFIN

-VS-

Defendants

DANIEL MORRIN AND STEVEN STORCK

- UNITED STATE DISTRICT
2. In what court did you file the previous lawsuit? COURT FOR THE NORTHERN DISTRICT OF ILLINOIS - EASTERN DIVISION  
(If you filed the lawsuit in federal court, provide the name of the District. If you filed the lawsuit in state court, provide the name of the state and the county.)
3. What was the case number of the previous lawsuit? #08-C-5776
4. What was the Judge's name to whom the case was assigned? Judge's MARVIN E. ASPEN AND SHARON-JOHNSON-COLMAN
5. When did you file the previous lawsuit? 12-29-08 (Provide the year, if you do not know the exact date.)
6. What was the result of the previous lawsuit? For example, was the case dismissed, appealed, or still pending? STILL PENDING
7. When was the previous lawsuit decided by the court? 12-29-2008 (Provide the year, if you do not know the exact date.)
8. Did the circumstances of the prior lawsuit involve the same facts or circumstances that you are alleging in this lawsuit.

☐ Yes ☒ No

(If you have filed more than one prior lawsuit, list the additional lawsuit(s) on a separate sheet of paper, and provide the same information for the additional lawsuit(s).)

II. THE PLAINTIFF'S CURRENT PLACE OF CONFINEMENT (The following information must be provided by each plaintiff.)

A. What is the name and address of the prison or jail in which you are currently incarcerated? DAVIDSON COUNTY SHERIFF OFFICE  
P.O. BOX 196383 NASHVILLE, TN. 37219-6383

B. Are the facts of your lawsuit related to your present confinement?

☒ Yes ☐ No

C. If you checked the box marked "No" in question II.B above, provide the name and address of the prison or jail to which the facts of this lawsuit pertain.

D. Do the facts of your lawsuit relate to your confinement in a Tennessee State Prison?

☐ Yes ☒ No

If you checked the box marked "No," proceed to question II.H.

E. If you checked the box marked "Yes" in question II.D above, have you presented these facts to the prison authorities through the state grievance procedure?

☐ Yes ☐ No N/A

F. If you checked the box marked "Yes" in question II.E above:

1. What steps did you take? N/A

2. What was the response of prison authorities? N/A

G. If you checked the box marked "No" in question II.E above, explain why not. N/A

H. Do the facts of your lawsuit pertain to your confinement in a detention facility operated by city or county law enforcement agencies (for example, city or county jail, workhouse, etc.)?

☐ Yes ☒ No

I. If you checked the box marked "Yes" in question II.H above, have you presented these facts to the authorities who operate the detention facility?

☐ Yes ☐ No N/A

J. If you checked the box marked "Yes" in question II.I above:

1. What steps did you take? N/A

2. What was the response of the authorities who run the detention facility? N/A

L. If you checked the box marked "No" in question II.I above, explain why not. ~~None~~

**Attach copies of all grievance related materials including, at a minimum, a copy of the grievance you filed on each issue raised in this complaint, the prison's or jail's response to that grievance, and the result of any appeal you took from an initial denial of your grievance.**

### III. PARTIES TO THIS LAWSUIT

A. Plaintiff(s) bringing this lawsuit:

1. Name of the first plaintiff: TOMMIE LEE GRIFFIN

Prison Id. No. of the first plaintiff: # 426560

Address of the first plaintiff: DAVIDSON COUNTY SHERIFF OFFICE  
P.O. BOX 196383-- NASHVILLE, TN. 37219-6383  
(Include the name of the institution and mailing address, including zip code.  
If you change your address you must notify the Court immediately.)

2. Name of second the plaintiff: NONE

Prison Id. No. of the second plaintiff: NONE

Address of the second plaintiff: \_\_\_\_\_

(Include the name of the institution and mailing address, including zip code.  
If you change your address you must notify the Court immediately.)

If there are more than two plaintiffs, list their names, prison identification numbers, and addresses on a separate sheet of paper.

B. Defendant(s) against whom this lawsuit is being brought:

1. Name of the first defendant: EUGENIA ROSSETTI GRAYER,

Place of employment of the first defendant: ATTORNEY AT LAW

The first defendant's address: REALTORS BUILDING STE. #206  
306 GAY ST. NASHVILLE, TN. 37201-1199

Named in official capacity? ☒ Yes ☐ No

Named in individual capacity? ☒ Yes ☐ No

2. Name of the second defendant: N/A

Place of employment of the second defendant: N/A

The second defendant's address: N/A

Named in official capacity? ☐ Yes ☐ No

Named in individual capacity? ☐ Yes ☐ No N/A

If there are more than two defendants against whom you are bringing this lawsuit, you must list on a separate sheet of paper the name of each additional defendant, their place of employment, their address, and the capacity in which you are suing them. If you do not provide the names of such additional defendants, they will not be included in your lawsuit. If you do not provide their proper name, place of employment, and address, the Clerk will be unable to serve them should process issue.

## I

1. EUGENIA GRAYER IS BEING SUED INDIVIDUALLY AND IN HER OFFICIAL CAPACITY.
2. EUGENIA GRAYER, IS A "ATTORNEY AT LAW." SHE IS LEGALLY RESPONSIBLE FOR THE OVERALL OPERATION OF THE REPRESENTATION OF PLAINTIFF TOMMIE L. GRIFFIN IN HIS CRIMINAL CASE #2006-B-1644.
3. EUGENIA GRAYER IS A ATTORNEY OF THE COUNTY DAVIDSON, STATE OF TENNESSES. WHO AT ALL TIMES MENTIONED IN THIS COMPLAINT, HELD THE RANK OF (ATTORNEY AT LAW) AND WAS HIRED BY THE PLAINTIFF, "TOMMIE LEE GRIFFIN"

## II Facts

4. EUGENIA GRAYER WAS HIRED ON OR ABOUT MAY 1, 2010 AND WERE GIVEN A RETAINER FEE \$1500.00, AND WAS GIVEN AN ADDITIONAL \$500.00 THE TOTAL OF \$1500.00 SEE EXHIBIT (J+K) IT TOOK HER (2) TWO MONTH TO VISIT PLAINTIFF AT THE COUNTY JAIL, AFTER SHE RECEIVE HIS RETAINER FEE.
5. EUGENIA GRAYER VIOLATED MY CONSTITUTIONAL RIGHT, DUE PROCESS BY REFUSING TO ALLOW ME TO PARTICIPATE IN MY OWN COURT PROCEEDING. AND REFUSE TO ALLOW PLAINTIFF TO APPEAR BEFORE A JUDGE ON HIS COURT DATE. I SAT IN A HOLDING CELL IN BACK OF THE COURT ROOM, NEVER KNOWING WHAT'S GOING ON WITH MY CASE. THERE ARE NO T.V. MONITOR OR LISTENING DEVICE IN THE HOLDING CELL. SEE EX.(F)
6. EUGENIA GRAYER HAS AN OBLIGATION TO FORM ME ABOUT THE PROGRESS OF MY CASE. AND SHOULD KEEP PLAINTIFF INFORMED OF NEW DEVELOPMENT IN THE CASE, THE PROGRESS OF PREPARING A DEFENSE AND SHOULD PROMPTLY COMPLY WITH REASONABLE REQUEST FOR INFORMATION.
7. EUGENIA GRAYER WITH-HOLDING MATERIAL EVIDENCE THAT PLAINTIFF WAS ENTITLED TO REVIEW. REFUSE TO SHOW OR ALLOW PLAINTIFF TO REVIEW DISCOVERY MATERIAL.

- (A.) TWO (2) WIRE-TAP RECORDING THAT SHE HAD FOR 2 ½ MONTH
- (B.) REFUSE TO MOTION PLAINTIFF FOR A BOND REDUCTION HEARING.
- (C.) CANCELLED MY PREVIOUSLY BOND REDUCTION HEARING WITH-OUT MY PERMISSION.
- (D.) REFUSING TO FILE ANY MOTION ON MY BEHALF. (SEE EXHIBIT (C.)

8. ON AUG. 12, 2010 EUGENIA GRAYER CAME TO THE HOLDING CELL IN BACK OF THE COURT, WITH (2) TWO PIECE OF PAPER "HAND WRITTEN NOTE". AND SAY THIS IS THE WIRE-TAP RECORDING (SEE EX. A+A2). I ASK HER WHY CAN'T I LISTEN TO OR HEARD THE WIRE-TAP FOR MYSELF SHE GOT UP-SET (SEE EX. F QUESTION (4)).

IN HER SHOW OF POWER AND CONTROL SHE WITH-DRAW FROM THE CASE <sup>#</sup> 2006-B-1644 THIS WAS AN HIGH-HANDED DISPLAY OF ATTORNEY POWER. AND REFUSE TO REFUND PLAINTIFF FUND IN THE AMOUNT \$1500.<sup>00</sup>. (SEE EX. (I))

9. EUGENIA GRAYER HAS BEEN INEFFECTIVE AND VIOLATED PLAINTIFF CONSTITUTIONAL RIGHT SEE AFFIDAVITS AND OTHER MATERIALS, THAT SUPPORT THIS COMPLAINT MARK EXHIBIT A-THU-N PREPONDERANCE OF EVIDENCE

### EXHAUSTION OF LEGAL REMEDIES III

10. PLAINTIFF "TOMMIE LEE GRIFFIN" USED THE CONSUMER ASSISTANCE PROGRAM PROCEDURE AVAILABLE AT, THE BOARD OF PROFESSIONAL RESPONSIBILITY SUPREME COURT OF TENNESSEE, TO TRY AND SOLVE THE PROBLEM. ON AUG. 18 2010 PLAINTIFF PRESENTED THE FACT RELATING TO THIS COMPLAINT. ON MAR. 7, 2011 PLAINTIFF WAS SENT A RESPONSE SAYING, "IT'S IS OUR RECOMMENDATION THAT THE FEE DISPUTE ~~BE~~ BE MEDIATED THROUGH THE LOCAL FEE DISPUTE COMMITTEE". (SEE EX. (G))

11. PLAINTIFF ALSO CONTACT NASHVILLE BAR OF ASSOCIATION ON MAR. 10, 2011. ON MAR. 22, 2011 PLAINTIFF GOT A RESPONSE SAYING RETURN THIS AGREEMENT TO SUBMIT TO ARBITRATION WITHIN (20) TWENTY DAY.  
➔ EUGENIA GRAYER FAILED TO RESPONDED. (SEE EX. (H)).

12. PLAINTIFF TOMMIE LEE GRIFFIN, REALLAGE AND INCORPORATE BY REFERENCE PARAGRAPHS 1-11.

## LEGAL CLAIM IV

13. EUGENIA GRAYER VIOLATED PLAINTIFF RIGHT AND CONSTITUTED FREEDOM OF SPEECH, DEPRIVED OF LIFE, LIBERTY OR PROPERTY. EXCESSIVE BAIL & FINE, A DUE PROCESS. UNDER THE FIRST, FIFTH, EIGHTH & FOURTEENTH AMENDMENT TO THE UNITED STATES CONSTITUTIONAL.
14. THE PLAINTIFF HAS NO PLAIN, ADEQUATE OR COMPLETE REMEDY AT LAW TO REDRESS THE WRONGS DESCRIBED HEREIN. PLAINTIFF HAS BEEN AND WILL CONTINUE TO BE DAMAGES BY THE UNPROFESSIONAL CONDUCT, UNCARING & RECKLESS BEHAVIOR OF THE DEFENDANT EUGENIA GRAYER. UNLESS THIS COURT GRANTS COMPENSATORY & PUNITIVE DAMAGES RELIEF WHICH PLAINTIFF SEEK.

## PRAYER FOR RELIEF V

WHEREFORE, PLAINTIFF RESPECTFULLY PRAY'S THAT THIS COURT ENTER JUDGMENT GRANTING PLAINTIFF TOMMIE LEE GRIFFIN:

15. A DECLARATION THAT THE ACT AND OMISSIONS DESCRIBED HEREIN VIOLATED PLAINTIFF RIGHT UNDER THE CONSTITUTION AND LAW OF THE UNITED STATES.
16. COMPENSATORY DAMAGES IN THE AMOUNT \$50,000<sup>00</sup> AGAINST DEFENDANT EUGENIA GRAYER.
17. PUNITIVE DAMAGES IN THE AMOUNT \$50,000<sup>00</sup> AGAINST DEFENDANT EUGENIA GRAYER.
18. A JURY TRIAL ON ALL ISSUES TRIABLE BY JURY.

19. PLAINTIFF COST IN THIS SUIT.

20. ANY ADDITIONAL RELIEF THIS COURT DEEMS JUST PROPER AND  
EQUITABLE.

### RELIEF REQUESTED VI

FOR VIOLATING PLAINTIFF CONSTITUTIONAL RIGHT, THIS HONORABLE  
COURT SHOULD HOLD EUGENIA GRAYER LIABLE FOR MONETARY DAMAGES.  
CAUSED BY HER ABUSE OF POWER UNPROFESSIONAL CONDUCT AND RECKLESS  
BEHAVIOR IN SUM "ONE HUNDRED THOUSAND'S DOLLAR."

DEFENDANT EUGENIA GRAYER WAS HIRED TO REPRESENT PLAINTIFF  
TOMMIE LEE GRIFFIN IN "Good Faith". SHE WAS NOT WITHIN THE  
SCOPE OF HER EMPLOYMENT, THEREFORE IS LIABLE FOR HER ACTS OR OMISSION



VI. CERTIFICATION

I ( ) certify under the penalty of perjury that the foregoing complaint is true to the best of my ( ) information, knowledge and belief.

Signature: Lamar Lee Maffie Date: April 30, 2011

Prison Id. No. #426560

Address: P.O. BOX 196383 NASHVILLE, TN. 37219-6383  
DAVIDSON COUNTY SHERIFF OFFICE  
(Include the city, state and zip code.)

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Prison Id. No. NONE

Address: \_\_\_\_\_

(Include the city, state and zip code.)

ALL PLAINTIFFS MUST SIGN AND DATE THE COMPLAINT, and provide the information listed above. If there are more than two plaintiffs, attach a separate sheet of paper with their signatures, dates, prison identification numbers, and addresses.

ALL PLAINTIFFS MUST COMPLETE, SIGN, AND DATE SEPARATE APPLICATIONS TO PROCEED IN FORMA PAUPERIS, if not paying the civil filing fee.

SUBMIT THE COMPLAINT, THE REQUIRED FILING FEE, OR APPLICATION TO PROCEED IN FORMA PAUPERIS, TOGETHER. Complaints received without the required filing fee or application to proceed *in forma pauperis* will be returned. Filing fees, or applications to proceed *in forma pauperis*, received without a complaint will be returned.

# EXHIBIT (A)

Tommy Griffin  
CD1

I got this, De

Guy 1 - ~~The~~ Never gonna like that, fuck it that's why I don't fuck with you  
Guy 2 - I just wanna eat  
(Low) Guy 1 - That's why I got so fuckin' mad.. Hit me as soon as you get some more  
Guy 2 - Hey, Lou, what kind of phone you got man? You ain't got none with a square end...? No, no that ain't gonna work  
Guy 2 - I'm fit to go to the house, It's 900?  
Lou - Yeah  
Guy 2 - Oh well nah,  
Lou -  
Guy 2 - Just don't be mad @ me  
Lou - Hey, what else you working with man? You got all - thing?  
Guy 2 - Just this and that other.  
Lou - You got some drop top?  
Guy 2 - I'll trade if I have to  
Lou - I know you wanna - your baby man  
Guy - I do, I really do, whatever you wanna do, leave it somewhere whatever. I don't wanna talk on the phone, for nothing

Try to get Bida NOT tynna get you (Lou) involved.  
4222.

Wayne Davis

Whenever you are ready just call me & it's a done deal

Opens door

St fight.

9.22 Discover ~~the~~ Guy 2 is rolling as undercover.  
Said Lou said he is gonna come thru, will give guy 1 a car  
Short hair, t-shirt,  
Lou has got all the dope Corvette in Chicago, must change target to Blend in.

11

Tommie Griffin  
CD - 1

EXHIBIT (A2)

Static, ~~crashing~~ sound  
~~Helicopter sound~~

~~I just wanna eat hit me as soon as you get~~  
~~that's if I get so fuckin' men some more~~  
~~Law, what kind of phone you got~~

~~Explosion~~

Crashing sound diminishes, a man's voice is heard.  
man, doing

"OK"

Sounds appear to sound similar to an engine

Man's voice → said words follow him

Hears a knocking sound

Man says "Hello", "I'm about two minutes away <sup>from you</sup>" ~~"don't leave me"~~ "don't leave me out"

"Hasn't been no hear"

"I'm fixin' to get off the interstate"

"I promise"

CD 2.

prolitz Summary



**CONSUMER ASSISTANCE PROGRAM  
BOARD OF PROFESSIONAL RESPONSIBILITY**

of the  
**SUPREME COURT OF TENNESSEE**

1101 KERMIT DRIVE, SUITE 735  
NASHVILLE, TENNESSEE 37217  
TELEPHONE: (615) 381-7500  
(800) 486-5714  
FAX: (615) 387-2480  
E-MAIL: [ethics@tbpr.org](mailto:ethics@tbpr.org)  
Website: [www.tbpr.org](http://www.tbpr.org)

BEVERLY P. SHARPE, COUNSEL  
DIRECTOR OF CONSUMER ASSISTANCE PROGRAM

September 2, 2010

Eugenia Rossetti Grayer, Esq.  
Realtors Building  
306 Gay St., Ste. 206  
Nashville, TN 37201-1199

**RE: CAP File No. 10002689**  
Complainant: Tommie Lee Griffin

Dear Ms Grayer:

Tommie Lee Griffin has contacted the Consumer Assistance Program (CAP) with concerns, which we are forwarding to you by an enclosure to this letter.

Your prompt and direct communication to Tommie Lee Griffin about these concerns would be appreciated. If we do not hear back from Mr. Griffin within 30 days of the date of this letter, we will consider this matter resolved as far as this program is concerned.

**Please respond to Mr. Griffin within 14 days of the date of this letter.**

Sincerely,

A handwritten signature in cursive script that reads "Beverly P. Sharpe".

Beverly P. Sharpe, Counsel  
Director of Consumer Assistance

Enclosure: Griffin Correspondence [PV 3-4]

cc: Tommie Lee Griffin without enclosure  
426560. CJC  
448 Second Avenue North  
Nashville, TN 37201

BPS:rpl

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**NOTICE TO ATTORNEY:** No reply to CAP regarding this letter is needed at this time. Your reply should be directed to the party who has contacted CAP (or their attorney), and may be oral or written, as you deem appropriate. If the party reports to CAP that no timely reply was made, you will receive a second CAP request. It will ask you to respond in writing to the party and to copy CAP. If this second request is ignored, the file will be turned over to disciplinary counsel for further disciplinary action. Also, note that the above concerns are stated as presented to this program and no judgment has been made as to their validity at this time.

---

**NOTICE TO COMPLAINANT:** If the attorney does not respond after 14 days, leave CAP a voice message or write back to CAP stating this fact, so further steps may be taken. CAP: (800)486-5714, ext. 228

---

THE LAW OFFICE OF EUGENIA R. GRAYER  
REALTOR'S BUILDING • 306 GAY ST • SUITE 206  
NASHVILLE, TENNESSEE • 37201  
1-615-401-6967 • 1-615-469-4666

September 13, 2010

Tommie Lee Griffin  
426560, CJC  
448 Second Avenue North  
Nashville, TN 37201

RE: CAP File No. 10002689  
Complainant: Tommie Lee Griffin

Dear Mr. Griffin:

Good day. I am in receipt of your Complaint filed August 18, 2010 to which I received notification on September 3, 2010. I am in receipt of the Complaint. I will now respond to the specific allegations therein alleged:

#### **Overview**

Mr. Lee was arraigned on February 10<sup>th</sup>, 2010 before Judge Cheryl Blackburn on one count of Conspiracy to Distribute over 300 Grams of a Controlled Substance Schedule II Cocaine which is a class A felony. Mr. Lee was appointed Attorney Lonnie Maze who subsequently filed discovery. Mr. Lee sought representation on April 26<sup>th</sup>, 2010 through his family. I quoted a fee \$2000 to retain and an extra \$1000 if the case is set and proceeded to trial. I also allowed Mr. Lee to provide half of the payment upfront of \$1000 and the rest could be provided on installment plan. I emailed a Contract of Representation to his family representative on 5-7-2010 and faxed to his representative on 5-10-2010 who agreed to the terms and provided payment. A copy of said contract is attached as Exhibit A. The email regarding the contract is Exhibit B. Payment of \$1000 was provided on May 10<sup>th</sup>, 2010. I filed a Notice of Representation on May 11<sup>th</sup>, 2010. I contacted the Assistant District Attorney May 11<sup>th</sup>, 2010 via email requesting discovery information. A copy of the email and his response is attached as Exhibit C. His first court date was May 13<sup>th</sup>, 2010. The matter was reset

My response to his allegations reflects his enumerated allegations as following:

#### **I. Refusal to Allow**

Allegation: Ms. Grayer herself continues to violate my constitutional rights by refusing to allow me to participate in my own court proceeding. I remain in a holding cell, in back of the courtroom never entering the court room. There's no tv. monitor or listening device in

306 GAY ST • SUITE 206 • NASHVILLE, TN • 37208  
PHONE: 1-615-401-6967 • FAX: 1-615-469-4666

the holding cell. I do not have a clue what's going on in the courtroom or my case.

Response: Counsel categorically denies the listed allegation. Client was informed of the proceeding. Counsel has no control over the holding facilities for the courthouse and the subsequent accommodations while pending discussion.

## **II. Refusal to Provide Discovery**

Allegations: Attorney Grayer also has discovery material that she refuse to show or allow me to review. 1. Discovery material 2. I ask to listen to wirer recording concern me-she refuse.

Response: Counsel categorically denies the listed allegation. Counsel was given 2 recorded cds from prior counsel, a recorded wire on July 12<sup>th</sup>, 2010 via email from the State, and 4 recorded cds on July 27<sup>th</sup> from a Detective. Counsel conducted a jail visit July 2<sup>nd</sup>, 2010 during which time Mr. Griffin listened to the recording from prior counsel. Counsel also reviewed the July 12<sup>th</sup> recording with Mr. Griffin during the July 15<sup>th</sup> court appearance in the back holding cell. Counsel provided a printed version of the prior counsel's recorded cd as well as discovery provided by the State to Mr. Griffin on July 15<sup>th</sup>, 2010 for his review. Mr. Griffin acknowledged possession of said discovery in a letter received August 25<sup>th</sup>, 2010. A copy of this letter is attached as Exhibit D. Counsel informed Mr. Griffin of the July 27<sup>th</sup> recordings and was in the process of transcribing and copying the recordings for Mr. Griffin's review prior to the requested withdrawal.

## **III. Refusal to File Motions**

Allegations: 3. I ask her to motion a bond reduction hearing.- she refuse 4. I ask her to file for a speedy trial.- she refuse 5. She refuse to file any motion or my behalf.

Response: Counsel categorically denies the listed allegation. Counsel had discussed the strategy not filing a bond reduction motion given Mr. Griffin's very extensive criminal history and his lack of residency in Tennessee, combined with the sentencing exposure of charged offense. Counsel also discussed the likely motions to be filed once discovery was completely received which included a Motion to Reveal the Informant. Counsel was unable to complete the filing of any motions due to the requested withdrawal.

**IV. Conduct**

Allegations: Attorney Grayer unprofessional conduct, uncaring and reckless behavior in the way she's handling my case #2006-B-1644. This is a clear case of ineffective assistant of counsel, and a violation of the (8<sup>th</sup> amendment cruel and unusual punishment)(“14<sup>th</sup> amendment due process of law with it's jurisdiction, the equal protection of the law)

Response: Counsel categorically denies the listed allegation.

**V. Jail Visit/Fee**

Allegations: Attorney Grayer was hired on or about May 1, 2010 and was given the total of \$1500.00. It took her (2) months to visit me at the jail to discuss my case. And she show up empty handed (no) discovery nothing but a pack of lie!!!

Response: Counsel categorically denies the listed allegation. Counsel was retained May 10<sup>th</sup>, 2010. A copy of the receipt for payment is attached as Exhibit E. Counsel appeared and discussed case with client on his first court date May 13<sup>th</sup>, 2010. Discovery had not been received by counsel at that time. The issue concerning discovery has already been addressed.

**VI. Complaint**

Allegations: On July 15<sup>th</sup>, 2010 I complain to her about the discovery material, she stated I'll be right back and never return. "I was in the holding cell."

Response: Counsel categorically denies the listed allegation. Counsel has already addressed the issue of discovery and the events of July 15<sup>th</sup>, 2010.

**VII. Withdrawal**

Allegations: On Aug 12, 2010 Attorney Grayer withdraw from my case reason: she feel I was asking her for to much such as: discovery material, two (2) wirer tape recording) bond reduction)-speedy trial) ect.

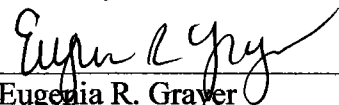
Response: Counsel categorically denies the listed allegation. I attended court for Mr. Griffin on August 12<sup>th</sup>, 2010. Mr. Griffin informed me on this date that he no longer desired my representation.

I informed the Assistant District Attorney General via email and filed a Motion to Withdraw with the Court. The email and the Motion are attached as exhibit F and G respectively. The Motion was heard and granted on August 29<sup>th</sup>, 2010 after testimony from both parties. Attorney Lonnie Maze was appointed to represent Mr. Griffin. I submitted all discovery materials to Attorney Maze including cds, paperwork, copies of any relevant work product and emails on that date.

I deny all the allegations contained in the petitioning complaint. I request that the Petition be dismissed in its entirety.

If you have any further comments or questions, I may be reached at my office number 615-401-6999. I would be glad to respond in any way. Thank you for time and consideration in this matter.

Sincerely,



Eugenia R. Grayer  
Law Office of Eugenia Grayer  
Realtor's Building  
306 Gay St., Suite 206  
Nashville, TN 37201  
(615) 401-6967 office  
(615) 469-4666 fax

Cc: Beverly P. Sharpe, Counsel  
Director of Consumer Assistance Program  
1101 Kermit Drive, Suite 735  
Nashville, TN 37217

Enc: Attached Exhibits A-F



BEVERLY P. SHARPE, COUNSEL  
DIRECTOR OF CONSUMER ASSISTANCE PROGRAM  
BOARD OF PROFESSIONAL RESPONSIBILITY

EXHIBIT

D.

copy

CAP FILE No # 1000-2689

RECEIVED

OCT 06 2010

BOARD OF PROFESSIONAL RESPONSIBILITY  
SUPREME COURT OF TENNESSEE

RE: EUGENIA R. GRAYER  
REALTOR Building #206  
306 GAY ST. STE. #206  
NASHVILLE, TN. 37201-1199

DEAR: BEVERLY P. SHARPE

I RECEIVED A RESPONSE FROM MS. GRAYER, I AM DISSATISFIED WITH THE ANSWER & RESPONSE. MY ENTIRE COMPLAINT IS ABOUT MS. GRAYER REFUSING TO REPRESENT ME APPROPRIATELY.

1. ATTORNEY GRAYER: HAD A OBLIGATION TO INFORM ME ABOUT THE PROGRESS OF MY CASE. AND SHOULD KEEP ME INFORMED OF NEW DEVELOPMENT IN THE CASE THE PROGRESS OF PREPARING A DEFENSE AND SHOULD PROMPTLY COMPLY WITH "REASONABLE" REQUEST FOR INFORMATION. (IF SHE DID, I WOULD NOT BE WRITING C.A.P. FOR ASSISTANCE)

2. GRAYER RESPONDED: SHE HAS NO CONTROL OVER THE HOLDING FACILITY FOR THE COURT-ROOM AND THE SUBSEQUENT ACCOMMODATION WHILE PENDING DISCUSSION. - - - -

1.G: WHEN A DEFENDANT IN CUSTODY, ARE ESCORTED INTO THE COURT-ROOM BY A BAILIFF, WHEN HIS CASE IS CALL. MS. GRAYER CHOOSE TO LEAVE ME IN THE HOLDING CELL IN BACK OF THE COURT-ROOM.

3. I DID RECEIVED DISCOVERY FROM MS. GRAYER ON JULY 15, 2010 THAT ONLY CONTAIN MATERIAL FOR KENNETH MILLER, GREGORY SWEENEY & KAVANES DAVIS ABOUT A MURDER THAT HAPPEN IN COOKVILLE DEC. 11, 2005. (THAT HAVE NOTHING TO DO WITH ME) I'M NOT CHARGE WITH MURDER OR INVOLVED IN A MURDER. 350 PAGE'S THIS IS THE DISCOVERY THAT DON'T CONCERN ME, AND WILL TURN THOSE DOCUMENT OVER TO THE BOARD OF PROFESSIONAL RESPONSIBILITY AT YOUR REQUEST.

ALSO (2) TWO PIECE OF PAPER "I" MARK EXHIBIT A4 & A2 NOTE SHE WROTE FROM A WIRE TAP EXHIBIT B4 B2 E-MAIL AND THE INDICTMENT. (EXHIBIT A4 & A2 I DO NOT UNDERSTAND)

4. I DISCOVER THAT ON JUNE 4, 2010 MS. GRAYER CANCEL MY MOTION FOR BOND REDUCTION THAT ATTORNEY LONNIE MAZE HAD SUBMITT. I WERE NOT AWARE OF, THIS WAS DONE WITHOUT MY PERMISSION. THAT WAS NOT HER DECISION TO MAKE. (THIS WAS DONE WHILE I REMAINED IN THE HOLDING CELL, WITHOUT KNOWLEDGE OR CLUE ON THIS MATTER).
5. ON AUG. 12, 2010 MS. GRAYER ENTER THE HOLDING CELL AREA EMPTY HANDED WITH A LEGAL PAD. STATED SHE LISTEN TO A WIRE TAP RECORDING AND TRANSCRIBED BY HAND-WRITTEN NOTE. AND PAST THEM TO ME (2) TWO PIECE OF PAPER I MARK EXHIBIT A + A2 THIS IS HOW SHE TRANSCRIBING THE RECORDING.
- I TOLD HER SHE WERE UNPROFESSIONAL IN THE WAY SHE HANDLE-ING MY CASE, BY GIVEN ME NOTE I CAN'T UNDERSTAND & UNCARING FOR NOT VISITING AT THE JAIL SO I CAN LISTEN FOR MYSELF.
6. MS. GRAYER BECAME UPSET AND WITHDRAW FROM MY CASE. THIS WAS THE BEST THING FOR HER TO DO, BECAUSE SHE WAS NOT REPRESENTING ME IN "GOOD FAITH" I WAS NOT GOING TO RECEIVE A FAIR TRIAL.
7. ATTORNEY GRAYER HAS BEEN INEFFECTIVE, AND WORKING HAND & HAND WITH STATE ATTORNEY "JOHN ZIMMERMAN" TO RAIL ROAD MR. GRIFFIN. AND CONTINUUSLY VIOLATING MY CONSTITUTIONAL RIGHT.
- (A) I HAVE THE RIGHT TO BE PRESENT BEFORE A JUDGE ON EVER COURT APPEARANCE. (CORRECT ME IF I'M WRONG) ?
- (B) THE TITLE READ'S STATE OF TENNESSEE VS TOMMIE LEE GRIFFIN BUT I AM NOT ALLOW TO REVIEW ANY DISCOVERY ? OR APPEARANCE BEFORE A JUDGE. (FEB. 10, 2010 & AUG. 27, 2010 ONLY APPEARANCE)
- (C) THE ONLY TIME I SPEAK WITH MS. GRAYER IS IN THE HOLDING CELL AREA FOR (2) TWO OR (3) THREE MINUTES.

## CONCLUSION

MR. GRIFFIN RESPECTFULLY REQUEST THIS BOARD INVESTIGATE THIS MATTER, ORDER MS. GRAYER TO RETURN HIS FUND. AND TAKE DISCIPLINE ACTION AGAINST MS. GRAYER FOR INEFFECTIVE ASSISTANCE OF COUNSEL & VIOLATING MY CONSTITUTIONAL RIGHT.

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY THAT I HAVE CAUSED TRUE AND CORRECT OF THE ABOVE STATEMENT ON THIS DAY SEPT. 24, 2010

TOMMIE LEE GRIFFIN #426560  
Tommie Lee Griffin  
DAVIDSON COUNTY SHERIFF OFFICE  
P.O. BOX 196383  
NASHVILLE, TN. 37219-6383



**CONSUMER ASSISTANCE PROGRAM**  
**BOARD OF PROFESSIONAL RESPONSIBILITY**  
of the  
**SUPREME COURT OF TENNESSEE**

BEVERLY P. SHARPE, COUNSEL  
DIRECTOR OF CONSUMER ASSISTANCE PROGRAM

10 CADILLAC DRIVE, SUITE 220  
BRENTWOOD, TENNESSEE 37027  
TELEPHONE: (615) 361-7500  
(800) 488-5714  
FAX: (615) 367-2480  
E-MAIL: [ethics@tbpr.org](mailto:ethics@tbpr.org)  
Website: [www.tbpr.org](http://www.tbpr.org)

October 28, 2010

Eugenia Rossetti Grayer, Esq.  
Realtors Building 306 Gay St Ste. 2  
Nashville, TN 37201-1199

RE: CAP File No. 10002689  
Tommie Lee Griffin

Dear Ms. Grayer:

We received further correspondence from Mr. Griffin and have the following questions:

1. When Mr. Griffin's case was called from time-to-time, did you ask the court to have the bailiff bring him in from the holding cell so he could hear what was occurring in his case, even if it was only a minor matter? If not, what were your reasons?
2. Why was the bond hearing set by Lonnie Maze cancelled and without the knowledge or agreement of Mr. Griffin?
3. Mr. Griffin contends the discovery he was given in July 2010 was 305 pages of a murder case from 2005, which did not involve him. How did this happen and was he ever given the correct discovery and if so, when?
4. Why was Mr. Griffin not allowed to listen to the wiretap tape to identify voices, context and events in the background in order to assist in your assessment of the state's evidence?
5. Why do you feel your communication with Mr. Griffin was reasonable? He claims conferences of 2-3 minutes in a holding cell just before court. Does this give adequate time and privacy?

Please reference your CAP number above in your written response.

Sincerely,

*Beverly P. Sharpe*

Beverly P. Sharpe, Counsel  
Director of Consumer Assistance

Enclosure: Griffin Correspondence [PV 7-11]

cc: Tommie Lee Griffin

BPS:lm

EXHIBIT  
F.

THE LAW OFFICE OF EUGENIA R. GRAYER  
REALTOR'S BUILDING • 306 GAY ST • SUITE 206  
NASHVILLE, TENNESSEE • 37201  
1-615-401-6967 • 1-615-469-4666

COPY

November 9, 2010

Beverly P. Sharpe, Counsel  
Director of Consumer Assistance  
1101 Kermit Drive, Suite 735  
Nashville, TN 37217

RECEIVED

NOV 15 2010

RE: CAP File No. 10002689  
Complainant: Tommie Lee Griffin

BOARD OF PROFESSIONAL RESPONSIBILITY  
SUPREME COURT OF TENNESSEE

Dear Ms Sharpe/Mr. Griffin:

Good day. I am receipt of your request for further correspondence regarding CAP File No. 10002689 received November 1<sup>st</sup>, 2010. I will now respond to the specific questions:

1. When Mr. Griffin's case was called from time to time, did you ask the court to have the bailiff bring him in from the holding cell so he could hear what was occurring in his case, even if it was only a minor matter? If not, what were your reasons?
  - a. It is standard procedure in Davidson County Criminal Court for defendants to remain in the holding cell. He was brought before Court when the proceeding was required to be on the record and it was appropriate. Typically this applies to plea agreements, motions, and hearings before the Court.
2. Why was the bond hearing set by Lonnie Maze cancelled and without knowledge or agreement of Mr. Griffin?
  - a. When first retained, I am afforded the opportunity to investigate and become familiar with the facts and circumstances of each case. It was important to review the witnesses called by previously appointed Lonnie Maze and investigate potential witnesses that the State planned to have at the hearing as well as any documents associated with their testimony. Mr. Griffin was notified of the change of the bond hearing as well as the strategic concerns which I addressed with him. However, although his agreement is not required in Criminal Court, Mr. Griffin did agree with cancelling the bond motion.
3. Mr. Griffin contends the discovery he was given in July 2010 was 305 pages of a murder case from 2005, which did not involve him. How did this happen and was he ever given the correct discovery and if so, when?

a. I provided Mr. Griffin with all documentation I received and discovered in the matter. Mr. Griffin was part of a multi-defendant case stemming from 2006. Due to Mr. Griffin being out of state and incarcerated in Cook County, his case did not proceed until Tennessee regained custody of him in 2010. He was arraigned on the matter on 2-10-2010. His co-defendants, Kavares Davis, Ray Turner Jr., Gregory Sweeney, Nedwayne Thompson, Cory Crawford, and Kenneth Miller had already been sentenced. I was given two cds of discovery from his prior attorney on 6-10-10. I printed the information from these cds, which included photos, reports, wiretap summaries, surveillance summaries and more and gave them to Mr. Griffin. I also copied the discovery from his co-defendants' file and gave that information to him as well. The information from the codefendants' file was more centered in the murder as it had been a byproduct of the larger narcotics case. I received a summary reports from Agents Smitherman and Kajihara. I presented copies of these reports to Mr. Griffin. Mr. Griffin was alleged to have played a very small and limited role in a narcotics conspiracy hence the bulk of the discovery was centered on his codefendants.

4. Why was Mr. Griffin not allowed to listen to the wiretap tape to identify voices, context, and events in the background in order to assist in your assessment of the state's evidence?

a. I was provided wiretaps from the State on 6-10-10 (2 cds of discovery), 6-23-10 (recording sent via email), and 7-26-10 (4 cds of discovery). Initially, I visited Mr. Griffin in jail to review the wiretaps on July 2nd, 2010. I also utilized a laptop and flashdrive during a court appearance to listen to the wiretaps in a private holding cell. However, his request for my withdrawal and associated termination of my services, did not allow further wiretap assessment.

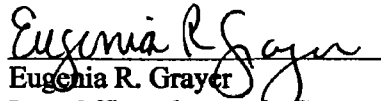
5. Why do you feel your communication with Mr. Griffin was reasonable? He claims conferences of 2-3 minutes in a holding cell just before court. Does this give adequate time and privacy?

a. Yes, I feel my communication with Mr. Griffin was reasonable. I conducted two jail visits. It is customary for defense counsel to confer with clients in the holding cells or in the basement which I did. I spent a lengthy period of time with Mr. Griffin discussing strategy for his case on several occasions in the private holding cells during our court appearances. Privacy is not a right in your holding cell. However, the meetings I had with him were private. The court officers would remove Mr. Griffin from the main holding cell and place him in the private holding cell for our discussions. Further, I visited him outside the courthouse at the Hill Detention Center on July 2<sup>nd</sup> and 9<sup>th</sup>.

NOVEMBER 9, 2010

If further assistance is required or if you have any comments or questions concerning the matter or require additional documentation, I may be reached at the information below. I would be glad to respond in any way. Thank you for time and consideration in this matter.

Sincerely,

  
Eugenia R. Grayer  
Law Office of Eugenia Grayer  
Realtor's Building  
306 Gay St., Suite 206  
Nashville, TN 37201  
(615) 401-6967 office  
(615) 469-4666 fax

COPY

Cc: Tommie Lee Griffin #426560  
Davidson County Sheriff Office  
P.O. Box 196383  
Nashville, TN 37219-6383



**CONSUMER ASSISTANCE PROGRAM**  
**BOARD OF PROFESSIONAL RESPONSIBILITY**  
of the  
**SUPREME COURT OF TENNESSEE**

*EXHIBIT*

*G.*

BEVERLY P. SHARPE, COUNSEL  
DIRECTOR OF CONSUMER ASSISTANCE PROGRAM

10 CADILLAC DRIVE, SUITE 220  
BRENTWOOD, TENNESSEE 37027  
TELEPHONE (615) 361-7500  
(800) 486-5714  
FAX (615) 367-2480  
E-MAIL CAP@tbpr.org

March 7, 2011

Tommie Lee Griffin  
426560, DCSO  
PO Box 196383  
Nashville, TN 37201

RE: CAP File No 10002689  
Eugenia Rossetti Grayer, Esquire

Dear Mr Griffin:

We reviewed your complaint concerning the attorney's fees and charges

By copy of this letter and your recent correspondence, we are informing the attorney of your concerns. It is our recommendation that the fee dispute be mediated through the local Fee Dispute Committee (FDC).

Please contact the Fee Dispute Committee to initiate proceedings. The Committee will then contact the attorney in regard to his participation.

Sincerely,

*Beverly P. Sharpe*

Beverly P. Sharpe, Counsel  
Director of Consumer Assistance

Enclosure. Fee Dispute Committee List  
Grayer Correspondence [PV 19-21]

cc: Eugenia Rossetti Grayer, Esq with enclosure  
Griffin Correspondence [PV 23-25, and PV 27]

BPS lc





ESTABLISHED 1831

# Nashville Bar Association

315 UNION STREET, SUITE 800 • NASHVILLE, TENNESSEE 37201  
TELEPHONE (615) 242-9272 • FACSIMILE (615) 255-3026 • www.nashvillebar.org

EXHIBIT  
H.

## OFFICERS

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JOHN J. GRIFFIN JR  
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ASSISTANT TREASURER

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GIGI A. WOODRUFF  
EXECUTIVE DIRECTOR

Tuesday, March 22, 2011

Tommie Lee Griffin  
426560 DCSO  
P O. Box 196383  
Nashville, TN 37201

Dear Tommie Lee

This letter is in response to your letter of 3/22/2011 regarding a fee dispute with Eugenia Grayer.

Enclosed is a copy of the Rules and Procedures of the Fee Disputes Committee of the Nashville Bar Association. Also enclosed is an Agreement to Submit to Arbitration. If you wish to pursue a hearing under these rules, please complete the agreement and return it within seven (7) days of your receipt of this letter.

Please note that if you do not respond within twenty (20) days, your complaint will be dismissed, according to Article IV, Section 4.

We are also sending to the attorney involved the Fee Disputes Rules along with an agreement to submit to Arbitration. The attorney is asked respond within twenty (20) days. If the attorney does not respond, the case will be dismissed, according to Article IV, Section 4.

After we receive both completed Arbitration Agreements, the request will be forwarded to the Fee Disputes committee chair who will contact you with further information.

Sincerely,

Vicki Shoulders

Membership Coordinator/ Office Manager

cc: Eugenia Grayer  
306 Gay Street, Suite 206  
Nashville, TN 37201-1199

IN THE CRIMINAL COURT OF DAVIDSON COUNTY, TENNESSEE  
Division III

STATE OF TENNESSEE

V.

TOMMIE L. GRIFFIN

)  
)  
)  
)  
)  
)  
)  
)  
)

No: 2006-B-1644

---

MOTION TO WITHDRAW

---

Comes now Eugenia R. Grayer, counsel of record for the defendant, Tommie L. Griffin, and moves for this Court for an order permitting withdrawal from further representation of said defendant. As grounds, Counsel would state:

I was retained to represent Mr. Griffin on May 10<sup>th</sup>, 2010 on count 1 of Conspiracy to Distribute over 300 grams of Schedule II. The case was a direct presentment to criminal court. I was notified on August 12<sup>th</sup>, 2010 of Mr. Griffin's desire to terminate my representation and to seek other counsel.

Undersigned counsel moves this Court for permission to withdraw from further representation of Mr. Griffin in his single count of Conspiracy to Distribute over 300 grams of Schedule II before this Honorable Court.

Respectfully submitted,

---

Eugenia R. Grayer, #23276  
Attorney for Defendant  
306 Gay Street, Suite 206.  
Nashville, TN 37201  
(615) 401-6967  
(615) 469-4666

**CERTIFICATE OF SERVICE**

I hereby certify that a true and exact copy of the foregoing Motion to Withdraw has been mailed or hand-delivered in Court to Assistant District Attorney General John Zimmerman, 222 2<sup>nd</sup> Avenue North, Washington Square, Suite 500, Nashville, TN 37201-1649 on this the \_\_\_\_ day of August, 2010.

---

Eugenia R. Grayer

EXHIBIT J.

**RECEIPT**

DATE May 10, 2010 No. 380101

RECEIVED FROM Margaret Johnson for Sonnia Griffin \$1000.00

One thousand dollars and no cents DOLLARS

☐ FOR RENT  
☒ FOR Legal representation

ACCOUNT	<u>2000</u>	<u>00</u>
PAYMENT	<u>1000</u>	<u>00</u>
BAL DUE	<u>1000</u>	<u>00</u>

☐ CASH  
☒ MONEY ORDER  
☐ CHECK  
☐ CREDIT CARD

FROM \_\_\_\_\_ TO \_\_\_\_\_

BY Eugenia R. Gray

1182

RETAINER FEE  
MAY 10, 2010



**CONTRACT FOR REPRESENTATION IN CRIMINAL CASE**

WHEREAS, Tommie Griffin, is seeking to employ attorney Eugenia Grayer to represent him in Davidson County on the cases pending before Davidson County Criminal Court Division III The amount to be charged is \$2000.00 for the narcotics case before Division III It is agreed that a non-refundable retainer fee will be \$2000 to be paid as follows \$1000 prior to start of representation with the remaining amount to be paid in bi weekly installments.

It is understood that this non-refundable retainer fee will include all the necessary legal work to ensure the best possible disposition is obtained on my behalf. It is also understood that should the case proceed to trial, an additional \$1000 is payable and due prior to trial date It is further understood that my attorney cannot guarantee the outcome of said cases(s), but that she will do everything in her power to see that a just result is obtained

I further understand that by signing this contract the retainer fee paid is non-refundable and that the case will be disposed of in a manner that is the most advantageous to me. It is my understanding that this non-refundable retainer is owed for the services performed by my attorney regardless of the time involved in obtaining the disposition It is my understanding that Client must fully cooperate with Attorney and provide all information necessary and relevant to the issues involved in this matter. This includes providing Attorney and documents related to this matter which client agrees to be responsible for acquiring, returning Attorney's calls; contacting witnesses, etc Client understands that without full cooperation and honesty, this case cannot be adequately and professionally handled by attorney.

It is my understanding that Client further agrees to keep Attorney fully advised as to Client's whereabouts and will cooperate in the preparations of the case. Client understands that if Client does not comply with these requirements or does not comply with payment schedule, that Attorney may ask the Court for permission to withdraw from representing Client. Should that occur, Client would remain fully liable for any bills and expenses incurred to that date

I also understand that my attorney is going to represent me on these charges as follows. Narcotics case set is Division III in Davidson County. If any matter arises outside of this agreement, another fee agreement will need to be discussed

This the \_\_\_\_\_ day of May, 2010

\_\_\_\_\_  
ATTORNEY'S SIGNATURE

\_\_\_\_\_  
CLIENT'S SIGNATURE

\_\_\_\_\_  
BPR NUMBER

\_\_\_\_\_  
SOCIAL SECURITY NUMBER

\_\_\_\_\_  
PHONE NUMBER

\_\_\_\_\_  
ADDRESS

TO  
EUGENIA R. GRAYER  
306 GAY ST. SUITE #206  
NASHVILLE, TN. 37201

RECEIVED  
AUG 25 2010  
BY: GM

EXHIBIT  
M.

RE: REFUND OF FUND  
IN THE AMOUNT  
OF \$1500.00

ATTORNEY E.R. GRAYER:

I AM WRITING TO INFORM YOU THAT THE ONLY REASON I  
RETURN THAT MATERIAL IS BECAUSE, I HAVE A COPY (:) THAT DISCOVERY  
DO NOT CONCERN ME. I WILL BE TURNING IT OVER TO THE "BOARD  
OF PROFESSIONAL RESPONSIBILITY", TO SHOW HOW INEFFECTIVE YOU BEEN.

FROM THE TIME YOU ACCEPT THAT RETAINER FEE, MISS GRAYER YOU HAD A  
OBLIGATION TO INFORM ME ABOUT THE PROGRESS OF MY CASE. "YOU FAILED"

YOU SHOULD KEEP THE CLIENT INFORMED OF THE DEVELOPMENTS IN THE CASE,  
AND PROGRESS OF PREPARING THE DEFENSE AND SHOULD PROMPTLY COMPLY WITH  
REASONABLE REQUEST FOR INFORMATION. (YOU INFORM ME OF NOTHING)

YOU HAVE (2) TWO WIRE TAP RECORDING, REFUSE TO ALLOW ME TO REVIEW THAT  
MATERIAL. MISS GRAYER YOU WROTE HAND-WRITTEN NOTE FROM THE WIRE TAP  
THAT I CAN'T UNDERSTAND. (JUST ALLOW ME TO LISTEN TO THE TAP RECORDING)

I HAVE THOSE (2) TWO "PAGE'S" / NOTE'S AND IT'S YOUR HAND-WRITING, I'LL  
BE TURNING THOSE OVER TO THE BOARD OF PROFESSIONAL RESPONSIBILITY  
ALSO. (IF YOU REFUSE TO REFUND MY \$1500.00)

MY EVERY INTENTION IS TO HAVE YOU "DISBAR" FROM YOUR PRACTICE  
AND FILE A 42 U.S.C. 1983 CIVIL RIGHT COMPLAINT AGAINST YOU,  
FOR VIOLATING MY 1<sup>st</sup>, 4<sup>th</sup>, 6<sup>th</sup>, 8<sup>th</sup> AND 14<sup>th</sup> AMENDMENT.

∴ This is a clear case of: INEFFECTIVE ASSISTANCE OF COUNSEL  
AND GROSS'S NEGLIGENCE ON YOUR PART.

COUNTY OF DAVIDSON  
STATE OF TENNESSEE

## AFFIDAVIT SWORN STATEMENT

I TOMMIE LEE GRIFFIN, BEING SWORN UNDER OATH DEPOSE, STATE'S THAT THE FOREGOING IS TRUE AND CORRECT. AND MAKE UPON MY PERSONAL KNOWLEDGE AND I AM COMPETENT TO TESTIFY THERE TO.

1. ON OR ABOUT MAY 1, 2010 ATTORNEY EUGENIA GRAYER WAS HIRED FOR "TOMMIE LEE GRIFFIN" LEGAL REPRESENTATION. MS. GRAYER RECEIVED A RETAINER FEE OF \$1000.00 DATED MAY 10, 2010 AND AN ADDITIONAL FEE OF \$500.00 DATED JUNE 24, 2010.

SHE FAILED TO PERFORMED THE SERVICE THAT WAS NEEDED, SHE BROKE HER OWN AGREEMENT BY NOT FULLY COOPERATION AND HONESTY PROVIDING MR. GRIFFIN ADEQUATELY AND PROFESSIONAL REPRESENTATION. MS. GRAYER

REFUSED TO ALLOW ME TO PARTICIPATE IN MY OWN COURT PROCEEDING. I REMAINED IN A HOLDING CELLS IN BACK OF THE COURTROOM, NEVER ENTERANCE THE COURTROOM THERE ARE NO T.V. MONITOR OR LISTENING DEVICE IN THE BACK

HOLDING CELLS. I WOULD HAVE TO RELY ON MS. GRAYER WORD, THIS IS HER DECISION TO LEAVE MR. GRIFFIN IN THE BACK HOLDING CELLS. SHE REFUSED TO ALLOW ME TO REVIEW AND LISTENING TO WIRER-TAP RECORD, THAT SHE

RECEIVED JULY 12 & 27, 2010 (SEE EXHIBIT C). ON AUG. 12, 2010 MS. GRAYER ENTER THE HOLDING CELL WITH (2) TWO PIECE OF PAPER HAND WRITTEN NOTE'S SAYING THAT THIS IS THE WIRER-TAP RECORDING.



IT TOOK (2) TWO MONTH BEFORE VISITING ME AT THE  
COUNTY JAIL JULY 2, 2010, SHE DID NOT HAVE ANY  
DISCOVERY MATERIAL OR WIRE-TAP RECORDING, C.D. NOTHING.

ON AUG 12, 2010 I TOLD MS GRAYER SHE WAS UNPROFESSIONAL IN  
THE WAY SHE HANDLE MY CASE. SHE BECAME UPSET AND  
WITH-DRAW FROM MY CASE REFUSING TO REFUND MY FUND  
MONEY. (I HAVE ALSO EXHAUSTION ALL OF MY LEGAL REMEDIES)

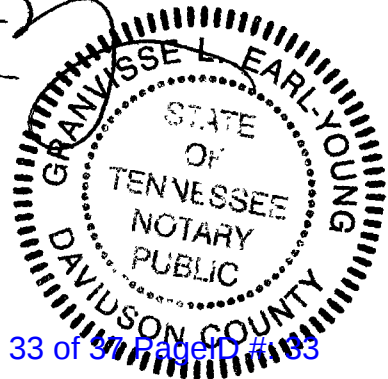
BY SIGNED THIS DOCUMENT, VERIFY THAT THE FACTS STATED  
IN THIS DOCUMENT ARE TRUE TO THE BEST OF MY KNOWLEDGE.

SIGNATURE: Johnny L. Griffer DATE MAY 2, 2011  
AFFIANT

COUNTY OF Davidson  
STATE OF Tennessee

SWORN TO AND SUBSCRIBED 2nd DAY OF May 2011  
NOTARY PUBLIC Granvise L. Earl-Young  
MY COMMISSION EXPIRES

Granvise L. Earl-Young  
Notary Public  
State Of Tennessee  
My Commission Expires January 7, 2013



"I TRUSTED YOU, AND YOU'RE WORKING HAND + HAND WITH  
D.A. JOHN ZIMMERMAN" TO RAIL-ROAD ME. YOU'RE A  
ROOKIE SO START PUTTING YOUR FEDERAL SKILL TO WORK.

P.S.

JUST RETURN MY  
FUND ~~IN~~ THE AMOUNT  
OF \$1500<sup>00</sup> (☺)

(8) EIGHT AMENDMENT

EXCESSIVE BAIL SHALL NOT BE REQUIRED, NOR EXCESSIVE  
FINE IMPOSED, NOR CRUEL AND UNUSUAL PUNISHMENT INFLICTED

GROSS NEGLIGENCE

*Tommy L. Griffin*

TOMMIE L. GRIFFIN  
# 426560  
DAVIDSON COUNTY JAIL  
448 2ND AVE. NORTH  
NASHVILLE, TN. 37201

TOMMIE LEE GRIFFIN  
#426560 D.C.S.O

P.O. Box 196383

NASHVILLE, TN. 37219-6383

RECEIVED  
IN CLERK'S OFFICE

MAY 05 2011

U.S. DISTRICT COURT  
MID. DIST. TENN.

RE: CIVIL RIGHT CLAIM 1983

TO THE U.S. CLERK:

ENCLOSED PLEASE FIND (2) TWO COPIES OF A 1983 CIVIL  
RIGHT CLAIM/COMPLAINT, FORMA PAUPERIS, MOTION TO APPOINTMENT  
OF COUNSEL, AND EXHIBIT A-THU-N. PLEASE STAMP RECEIVED  
AND RETURN A COPY OF THE CIVIL RIGHT COMPLAINT CLAIM.

THANK YOU

Tommie Lee Griffin  
#426560

MAY 2, 2011

TOMMIE LEE GRIFFIN # 426560  
DAVIDSON COUNTY SHERIFF OFFICE  
P.O. Box 196383  
NASHVILLE, TN. 37219-6383



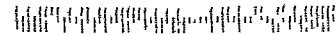
RECEIVED  
IN CLERK'S OFFICE

MAY 05 2011

U.S. DISTRICT COURT  
MID DIST TENN.

CLERK, U.S. DISTRICT COURT  
800 U.S. COURT HOUSE  
801 BROADWAY ST.  
NASHVILLE, TN. 37203

LEGAL  
MAIL



LEGAL  
MAIL

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feature is responsible for content.